



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: : GROUP ART UNIT: 2815

JAMAL RAMDANI ET AL : :

SERIAL NO.: 09/986,034 : EXAMINER: HU, S.

FILED: NOVEMBER 7, 2001 : :

FOR: SEMICONDUCTOR STRUCTURE, SEMICONDUCTOR DEVICE,
COMMUNICATING DEVICE, INTEGRATED CIRCUIT, AND PROCESS FOR
FABRICATING THE SAME

ELECTION OF SPECIES

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Official Action dated July 30, 2003, Applicants elect, with traverse, Species 1. This election is made with traverse, as there is no support or reasoning presented in the Official Action that would allow one to conclude that the species restricted are "patentably distinct" as that term is used in the MPEP. Note that Applicant is not traversing on the ground that the species are not patentably distinct, but rather, on the ground that the Office has not established a *prima facie* case for restriction/election. It is believed that all pending claims read on the elected species.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Customer Number

22850

Telephone: (703) 413-3000

Facsimile (703) 413-2220

Richard L. Treanor

Attorney of Record

Registration No.: 36,379